

HAWAII STATE

HOUSE OF REPRESENTATIVES

REGULAR SESSION OF 2011

***ROUGH DRAFT
JOURNAL***

EIGHTH DAY

FEBRUARY 1, 2011

OFFICE OF THE CHIEF CLERK

BT

All Mini and Rough Draft Journals are provided as an informational service only and are not intended to replace the permanent bound version of the House Journal which is the official certified record. The daily Mini Journals and Rough Draft Journals are subject to correction and approval, and should not be relied upon, quoted or cited as an official record.

*The **Mini Journal** is produced for each legislative day and shows all action which took place on the Chamber Floor, including all bills and resolutions introduced, referrals, readings, all motions and votes, and Governor's Messages and other Communications. The Mini Journal does not include verbatim floor remarks or announcements made.*

The Mini Journal is generally available the next legislative day following each day's session and may be obtained at the House Printshop.

*The **Rough Draft Journal** includes verbatim floor remarks, written remarks, announcements and introductions made on the Chamber Floor. Copies of the Rough Draft Journal may be obtained at the House Printshop as they become available.*

*The **Mini Journal** and **Rough Draft Journal** may also be obtained at the House of Representatives section of the legislative website. www.capitol.hawaii.gov*

*The **bound version of the House Journal** is the official certified record of the proceedings of the House of Representatives. Once certified, the official permanent record is published and bound after the close of the Regular or Special Session of the Legislature.*

EIGHTH DAY

Tuesday, February 1, 2011

The House of Representatives of the Twenty-Sixth Legislature of the State of Hawaii, Regular Session of 2011, convened at 12:02 o'clock p.m., with the Speaker presiding.

The ecumenical invocation was delivered by Representative Mele Carroll, after which the Roll was called showing all Members present with the exception of Representative Chong, who was excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Seventh Day was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 97 through 102) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 97, dated January 28, 2011, in accordance with Section 9, Article VII of the Constitution of the State of Hawaii, requesting immediate consideration and passage of H.B. No. 1015, Making an Emergency Appropriation out of the Brownfields Cleanup Revolving Loan Fund, to allow for the necessary disbursement of these funds for fiscal year 2010-2011.

Gov. Msg. No. 98, dated January 28, 2011, in accordance with Section 9, Article VII of the Constitution of the State of Hawaii, requesting immediate consideration and passage of H.B. No. 1034, Making Emergency Appropriations for Collective Bargaining Cost Items, to appropriate additional funds to provide employer contributions for health benefit plan premiums for fiscal year 2010-2011.

Gov. Msg. No. 99, dated January 28, 2011, in accordance with Section 9, Article VII of the Constitution of the State of Hawaii, requesting immediate consideration and passage of H.B. No. 1059, Relating to the Budget, to appropriate additional positions and funds for staffing in the Office of the Governor, Office of the Lieutenant Governor, the Department of Business, Economic Development, and Tourism, the Department of Labor and Industrial Relations, and the Department of Public Safety for fiscal year 2010-2011.

Gov. Msg. No. 100, dated January 28, 2011, in accordance with Section 9, Article VII of the Constitution of the State of Hawaii, requesting immediate consideration and passage of H.B. No. 1061, Relating to the Emergency and Budget Reserve Fund, which amends Act 191, Session Laws of Hawaii 2010.

Gov. Msg. No. 101, dated January 28, 2011, in accordance with Section 9, Article VII of the Constitution of the State of Hawaii, requesting immediate consideration and passage of H.B. No. 1065, Making an Emergency Appropriation to the Department of Human Services for Health Care Payments, to address the budget shortfall for this program for fiscal year 2010-2011.

Gov. Msg. No. 102, dated January 28, 2011, in accordance with Section 9, Article VII of the Constitution of the State of Hawaii, requesting immediate consideration and passage of H.B. No. 1066, Making Emergency Appropriations for the Department of Human Services, to appropriate funds for cash support, work program services and maintenance of effort contracts in the Department of Human Services for fiscal year 2010-2011.

SENATE COMMUNICATIONS

The following communication from the Senate (Sen. Com. No. 5) was received and announced by the Clerk:

Sen. Com. No. 5, transmitting S.B. No. 8, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on January 31, 2011.

On motion by Representative Evans, seconded by Representative Pine and carried, the following Senate Bill passed First Reading by title and further action was deferred:

S.B. No. 8, SD 1

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Carroll introduced members of Relativity Media LLC of Los Angeles, California, as well as Maui County staff and others:

Relativity Media, LLC

Mr. Ryan Kavanaugh, CEO, Relativity Media, LLC;
Mr. Ramon Wilson, EVP, Business Development;
Mr. Tom Foreman, CEO, Relativity Real;
Mr. Kenneth Halsband, President of Physical Production;
Mr. Tom Loftus, Sr. VP of Business & Legal Affairs;
Ms. Dawn Kealoha Darfus, Prod Finance Exec;
Mr. JP Pettinato, President, Utica Films;
Mr. Mathew Gasparich, Financial Analyst Business Development;
Ms. Rachel Schwartz, Coordinator, Physical Productions; and
Ms. Shannon Gaulding, Senior VP, Production.

Maui Administration

Mr. Keith Regan, Managing Director;
Mr. Herman Andaya, Chief of Staff; and
Mr. Jock Yamaguchi, Special Assistant to Mayor.

Mr. Perry Artates, Operating Engineers, and Hawaiian Homes Commissioner

Representative Ching introduced members of the Hawaii cacao industry:

Ms. Glynnis Rissmiller, Sweet Paradise Chocolatier;
Ms. Pamela Boyar Haleiwa and Hawaii Kai Farmers Markets;
Ms. Annie Suite, Haleiwa and Hawaii Kai Farmers Markets; and
Ms. Amy Hammond, Special Events Hawaii.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 26 through 28) and concurrent resolutions (H.C.R. Nos. 30 through 33) were referred to Printing and further action was deferred:

H.R. No. 26, entitled: "HOUSE RESOLUTION URGING THE MAYOR OF HONOLULU AND THE HONOLULU CITY COUNCIL TO ALLOW AN EXEMPTION FROM SECTION 15-14.1(2) OF THE REVISED ORDINANCES OF HONOLULU TO ALLOW FOR STREET PARKING IN THE COMMUNITY OF HO'OKEA IN EWA VILLAGES," was jointly offered by Representatives Cabanilla, Mizuno, Pine, Chang, Chong and Ito.

H.R. No. 27, entitled: "HOUSE RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO STUDY THE ISSUE OF FRATERNITY AND SORORITY HOUSE LOCATIONS," was offered by Representative Say.

H.R. No. 28, entitled: "HOUSE RESOLUTION REQUESTING THE GOVERNOR TO PROCLAIM JANUARY 29 OF EVERY YEAR AS THOMAS PAINE DAY," was offered by Representative Say, by request.

H.C.R. No. 30, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE MAYOR OF HONOLULU AND THE HONOLULU CITY COUNCIL TO ALLOW AN EXEMPTION FROM SECTION 15-14.1(2) OF THE REVISED ORDINANCES OF HONOLULU TO ALLOW FOR STREET PARKING IN THE COMMUNITY OF HO'OKEA IN EWA VILLAGES," was jointly offered by Representatives Cabanilla, Pine, Chang, Chong, Ito and Mizuno.

H.C.R. No. 31, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO STUDY THE ISSUE OF FRATERNITY AND SORORITY HOUSE LOCATIONS," was offered by Representative Say.

H.C.R. No. 32, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO PROCLAIM JANUARY 29 OF EVERY YEAR AS THOMAS PAINE DAY," was offered by Representative Say, by request.

H.C.R. No. 33, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURERS TO PROVIDE COVERAGE FOR USE OF THE LIFE BED INTELLIGENT MEDICAL VIGILANCE SYSTEM," was offered by Representative Say.

ANNOUNCEMENTS

Representative Morikawa: "Mr. Speaker, being the senior freshman, I would like to thank you first of all, for your wisdom and encouragement, and I'd like to wish you a very happy birthday with many, many more to come."

Representative Ching: "Thank you, Mr. Speaker. Again, happy birthday. And I just wanted to announce the follow up to my earlier introduction and what is on your desk. Today, February 1st, does launch Hawaiian Cacao Month. The entire month of February, here in Hawaii.

"And what you have on your desk is a sample of some of the best chocolate. It's 100% grown in Hawaii. It's a promising ag industry. I think attached, you have a list of events, as well as 10 reasons why I believe this is probably one of the best crops we should support. So today is the beginning, as we kick off Hawaii-grown cacao month. Thank you."

Representative Ward: "Mr. Speaker, I have a pertinent media update on Egypt, if I may. The latest is that Egypt is still in chaos. Cairo is still burning with millions of people in the streets. And the great news is Hosni Mubarak has agreed to not run again, or his son not to run again. But the people are saying, 'We are not leaving until you step down.'"

"So it's going to be fermenting, and Jordan has now picked it up, the protest. So the whole Islamic world is really catching this spark and there could be even worse."

"The problem being that if this really goes to where an Islamic republic results like in Iran, and the Straights of Suez become a blockade, and the oil that goes to the various parts of the world, i.e. our economy, etc., where it is three or four bucks a barrel. This could be having really big implications, as big as our budget deficit that we have, Mr. Speaker. So that's the latest, and it's pretty shaky. Thank you."

COMMITTEE ASSIGNMENTS

The following measure was referred to committee by the Speaker:

S.B.
No.

Referred to:

8,
SD1 Committee on Education, then to the Committee on Finance

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

H.B.
Nos.

Re-referred to:

| | |
|------|---|
| 279 | Committee on Consumer Protection & Commerce |
| 404 | Committee on Finance |
| 459 | Committee on Water, Land, & Ocean Resources, then to the Committee on Judiciary, then to the Committee on Finance |
| 732 | Committee on Human Services, then to the Committee on Finance |
| 909 | Committee on Human Services, then to the Committee on Judiciary |
| 1409 | Jointly to the Committee on Energy & Environmental Protection and the Committee on Water, Land, & Ocean Resources, then to the Committee on Judiciary |
| 1536 | Committee on Judiciary, then to the Committee on Finance |

ADJOURNMENT

At 12:15 o'clock p.m. on motion by Representative Evans, seconded by Representative Pine and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Wednesday, January 2, 2011.